THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.25341 of 1998

Date: 04.04.2007

Between:

Maruthinagar Residents Welfare Association.

....Petitioner

And

The District Collector, Ranga Reddy District, Hyderabad and others.

....Respondents

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O R D E R:

The petitioner is a Welfare Association of Maruthinagar Residents of Malkajgiri Municipality, Hyderabad. They filed this Writ Petition, alleging that certain encroachers and unsocial elements in the locality are trying to convert the open area of their lay out into graveyard. It is alleged that though the representations were made to the respondents herein, no steps were taken thereon. The 5th respondent got itself impleaded by filing an application.

Heard the learned counsel for the petitioner, the learned Standing Counsel for respondent No.2, the learned Government Pleader for respondents 1,3 and 4 and the learned counsel for respondent No.5

Way back on 21.09.1998, this Court passed interim order, directing respondents 1 to 4, to ensure that the open space in the lay out is not converted into graveyard. They were also directed to protect the open land in Survey Nos.351 and 354/1 of Malkajgiri.

The learned Standing Counsel for the second respondent, on instructions, submits that in pursuance of the directions issued by this Court, the Municipality has constructed a compound wall, enclosing the area. The 5th respondent does not claim any independent and inherent right over the open land.

For the foregoing reasons, the Writ Petition is disposed of, directing that in case, the petitioner still feels any grievance, it shall be open to it, either to file a suit or pursue other remedies, to protect its possession over the land. There shall be no order as to costs.

04.04.2007

JSU